



11-24-03

Country: US

Application No.: TBA ~~1071729~~

Filing Date: July 30, 2002

Inventor: Jürgen Engel and Manfred Peukert

Title: **USE OF LHRH ANTAGONISTS IN DOSES THAT DO NOT
CAUSE CASTRATION FOR THE T-CELL MEDIATED
IMMUNITY**

Atty Docket No.: (old) 0691-073; (new) 103832-512-NP

22141 U.S. PTO
10/748887



CERTIFICATE OF "EXPRESS MAILING"

"EXPRESS MAIL" Mailing Label Number: EL 753209038 US

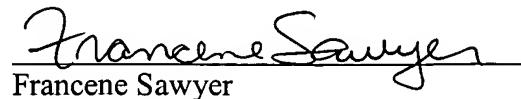
Deposited: November 20, 2003

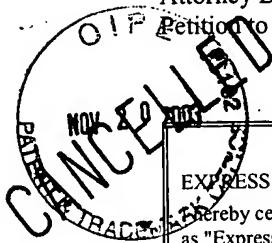
I hereby certify that this and the enclosed paper(s) and/or fee(s) is/are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Submitted herewith are the following items:

1. Petition to Accord A Filing Date (2 pages);
2. Copy of Return Receipt Postcard dated 7/30/02 (1 page);
3. Copy of Express Mail Label dated 7/30/02 (1 page);
4. Copy of Application Data Sheet (1 page);
5. Copy of Patent Application of Jürgen Engel and Manfred Peukert with 11 claims (5 pages);
6. Fee Transmittal Form in duplicate (2 pages);
7. This Certificate of Express Mailing bearing Express Mailing Label No. and deposit date stated above (1 page); and
8. Return Receipt Postcard.

TOTAL PAGES IN THIS SUBMISSION: 13 + postcard


Francene Sawyer



CERTIFICATE OF EXPRESS MAILING

EXPRESS MAIL Mailing Label Number: EL 753209038 US

Date of Deposit: November 20, 2003

I hereby certify that this correspondence, fee, and all accompanying papers, if any, are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Francene Sawyer

November 20, 2003

Date

Francene Sawyer

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : TBA
Applicant : Jürgen Engel and Manfred Peukert
Filed : July 30, 2002
Title : USE OF LHRH ANTAGONISTS IN DOSES THAT DO NOT CAUSE CASTRATION FOR THE T-CELL MEDIATED IMMUNITY
TC/A.U. : TBA
Examiner : TBA
Docket No. : (Old) 0691-073; (New) 103832-512NP

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO ACCORD A FILING DATE

Sir:

It is hereby requested that the above-identified application be accorded the filing date of

July 30, 2002.

A copy of the original application data sheet and specification with claims is attached.

We submit that the filing date of July 30, 2002 should be accorded this application because of the following evidence:

1. Attached is a copy of the return postcard which acknowledges receipt by stamp JC25 of the Office of Initial Patent Examination of the nonprovisional application of inventors Jürgen Engel and Manfred Peukert on July 30, 2002. The nonprovisional application claimed priority to provisional Application No. 60/309,735, filed on August 2, 2001. The return postcard clearly shows our appropriate docket number 0691-073 for the nonprovisional application.

2. The front side of the return postcard shows the metering stamp in red ink made in New York on July 24, 2002. Overlapping the metering stamp is the U.S. Postal Service cancellation stamp which reads August 6, 2002, in black ink (this may not be easily seen on the attached photocopy, however, we can present the original at your request).

3. The Express Mail Post Office to Addressee label shows the application for docket number 0691-073 was mailed by next day service on July 30, 2002.

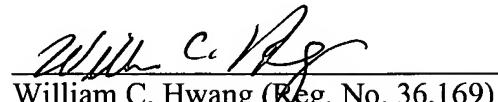
4. The nonprovisional patent application data sheet shows both the express mail number of EL 753206385 US and the Attorney Docket No. 0691-073. These correspond to the Express Mail label and the return receipt postcard.

Under the circumstances, it is believed that the date stamped on the return postcard by the OIPE indicates that the nonprovisional application was received by the USPTO. Therefore, this application should be accorded the filing date July 30, 2002 since it was mailed by Express Mail Post Office to Addressee on that date.

The Commissioner is authorized to charge any required fees, including any extension and/or other fees, or credit any overpayment, to Goodwin Procter LLP Deposit Account No. 06-0923.

Date: November 20, 2003

Respectfully submitted for Applicant,



William C. Hwang (Reg. No. 36,169)
GOODWIN PROCTER LLP
599 Lexington Avenue
New York, NY 10022
(212) 813-8815

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

CHARGEABLE FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

Complete if Known

Application Number	TBA
Filing Date	July 30, 2002
First Named Inventor	Jurgen Engel et al.
Examiner Name	TBA
Art Unit	TBA
Attorney Docket No.	(old) 0691-073; (new) 103832-512-NP

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number
Deposit Account Name
06-0923
Goodwin Procter LLP

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee			
1002 340	2002 170	Design filing fee			
1003 530	2003 265	Plant filing fee			
1004 770	2004 385	Reissue filing fee			
1005 160	2005 80	Provisional filing fee			
SUBTOTAL (1) (\$)					

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20**	=	
			- 3**	=	
				=	

Large Entity	Small Entity	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath			
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet			
1053 130	1053 130	Non-English specification			
1812 2,520	1812 2,520	For filing a request for ex parte reexamination			
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action			
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action			
1251 110	2251 55	Extension for reply within first month			
1252 420	2252 210	Extension for reply within second month			
1253 950	2253 475	Extension for reply within third month			
1254 1,480	2254 740	Extension for reply within fourth month			
1255 2,010	2255 1,005	Extension for reply within fifth month			
1401 330	2401 165	Notice of Appeal			
1402 330	2402 165	Filing a brief in support of an appeal			
1403 290	2403 145	Request for oral hearing			
1451 1,510	1451 1,510	Petition to institute a public use proceeding			
1452 110	2452 55	Petition to revive - unavoidable			
1453 1,330	2453 665	Petition to revive - unintentional			
1501 1,330	2501 665	Utility issue fee (or reissue)			
1502 480	2502 240	Design issue fee			
1503 640	2503 320	Plant issue fee			
1460 130	1460 130	Petitions to the Commissioner			130.00
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)			
1806 180	1806 180	Submission of Information Disclosure Stmt			
8021 40	8021 40	Recording each patent assignment per property (times number of properties)			
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))			
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))			
1801 770	2801 385	Request for Continued Examination (RCE)			
1802 900	1802 900	Request for expedited examination of a design application			
Other fee (specify) _____					

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130.00)

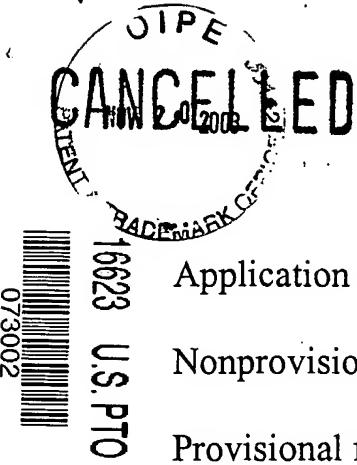
SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	William C. Hwang	Registration No. (Attorney/Agent)	36,169	Telephone	(212) 813-8815
Signature	William C. Hwang			Date	November 20, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Express Mail No. EL 753206385 US

IN THE PATENT AND TRADEMARK OFFICE



16623
U.S.PTO

Application of Jürgen Engel et al.

Nonprovisional of Ser. No. 60/309,735

Provisional filed on August 2, 2001

For: USE OF LHRH ANTAGONISTS IN DOSES THAT DO NOT CAUSE
CASTRATION FOR THE T-CELL MEDIATED IMMUNITY.

Attorney's docket 0691-073

Commissioner of Patents
Washington DC 20231

Sir:

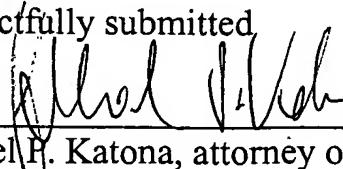
This is the application data sheet for the enclosed nonprovisional application based on the above-identified provisional application. Another letter to that effect was also sent early in July. The PTO failed to act on either of those letters by failing to associate the file of this application with the customer No. address of the applicant that was provided on the filing cover letter of the provisional application, and on the subsequently mailed letter. Accordingly, it is now the third time requested that the file of the application be, at long last, associated by the customer No. address of the applicant's attorney.

The inventors are Jürgen Engel, a German citizen, residing at Alzenau, Germany mailing address Erlenweg 3, 63755 Alzenau, Germany , and Manfred Peukert, a German citizen, residing at Oberursel, Germany, mailing address An der Untermühle 2, 61440 Oberursel, Germany.

Please charge the \$740 + \$130 surcharge, totaling \$ 870 to deposit account No. 060923.

Customer No. address 23622

Respectfully submitted


Gabriel P. Katona, attorney of record